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PLACE OF RESIDENCE FOR EMPLOYEES
RESIGNING, RETIRING OR SEPARATING

STATE:

To designated place of residence in U. S., its possessions or territories or Puerto Rico, or in case of local employees to place of residence at time of appointment.

When American employee elects to reside elsewhere, constructive expenses to last place of residence in U. S. or territories. If employee has no such residence, constructive cost to nearest U. S. post of entry.

ARMY:

No return to those violating agreement prior to minimum service; electing to remain overseas for personal reasons (written agreement to that effect obtained); refusing to accept return transportation for separation when offered (overseas commanders may authorize delay NTE 90 days); or transferring to U. S. to another Agency.

NAVY:

Employee may be released from obligation to serve period of agreement when for the convenience of the Navy. May be provided return transportation to place of actual resid. at time of assign. overseas. Must file resignation prior to departure.

When return after completion of agree. must resign position (unless new renewal agree.) to receive travel Government expense.

When resigns for purpose of remain overseas (after completion of agree.) or removed for cause, may be returned earliest practical date (deferrment may be authorized NTE 90 days).

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Army - Place of Actual Residence - Fixed or permanent resid. normally where dependents and HHE are maintained (not necessarily place of employ.) must be determined on the facts.

Factors: property ownership, length of resid., voting regist., place where income and prop. taxes are paid, and any other evidence of continued intention to return to an establ. residence.

Installations appointing new employees or processing (old) employees overseas will inform them accordingly, to ensure place of "actual residence" is determined.

Desire of employee to specify location other than actual residence will not be considered basis for designating such place as actual residence.

If new appointee's point of hire or old employees U. S. PCS not same as actual resid., both residences will be identified in transportation agreement.

Navy - (5.3)

- Has form requiring designation of place of actual resid. (when hired and when renewal agree's executed).

Definition of actual resid.: geo.location where indiv. dwelled for some time prior to and at time of appt. to position overseas. Normally, place from which transferred or appted.

Facts: if clearly shown by employee resid. is in fact elsewhere and his presence in other location at time of appt. was for temp. purpose, actual place of resid. shall be shown.

Every effort made to det. actual resid. at time of orig. appt. Info. put in pers. folder. Determination of actual resid. shall be entered on employee agreement.

When determining actual resid. no change authorized unless determination of error.

Factors such as home ownership, previous resid., temp. employ., voting registration, sep. resid. from family are examples may assist in finding error.

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State - (125.2)

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- To H. Lv. pt.design. in TO.

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